



RESOLUTION

AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU (CITY) AND THE STATE OF HAWAII (STATE) DEPARTMENT OF TRANSPORTATION FOR THE DEVELOPMENT OF THE JOINT TRAFFIC MANAGEMENT CENTER.

WHEREAS, Chapter 1, Article 8, Revised Ordinances of Honolulu 1990, as amended, requires that any intergovernmental agreement or any amendments thereto which place an obligation upon the City or any department or agency thereof shall require prior City Council consent and approval; and

WHEREAS, the Department of Transportation Services and the State Department of Transportation desire to enter into an agreement to jointly develop the Joint Traffic Management Center (JTMC) by committing appropriate resources, and to work cooperatively and in good faith to ensure the success of the JTMC; now, therefore

BE IT RESOLVED by the Council of the City and County of Honolulu, that the proposed agreement attached hereto as Exhibit "A" and by reference made a part of this Resolution is hereby approved; and

BE IT FURTHER RESOLVED that the Director of Transportation Services, as the Mayor's designee, is authorized to execute an agreement with the Director of the Department of Transportation of the State of Hawaii in substantially the same form as the proposed agreement attached hereto as Exhibit "A"; and

BE IT FURTHER RESOLVED that any subsequent agreements or amendments to the agreement approved hereby relating to the JTMC shall require the approval of the Council pursuant to Chapter 1, Article 8, Revised Ordinances of Honolulu 1990, as amended; provided that this paragraph shall not apply to agreements relating to the interior and exterior configuration of the JTMC or the use of the spaces therein which do not impose an obligation upon the City or any department or agency thereof; and



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 13-101, CD1

RESOLUTION

BE IT FINALLY RESOLVED that the clerk transmit certified copies of this Resolution to the Director of Transportation Services and the Director of the State Department of Transportation.

INTRODUCED BY:

Ernest Martin (BR)

DATE OF INTRODUCTION:

April 30, 2013
Honolulu, Hawaii

Councilmembers

Memorandum of Agreement Covering The Design, Construction and Commissioning of the Oahu Joint Traffic Management Center

This MEMORANDUM OF AGREEMENT COVERING THE DESIGN, CONSTRUCTION AND COMMISSIONING OF THE OAHU JOINT TRAFFIC MANAGEMENT CENTER (this "Agreement"), is made and entered into on this ____ day of _____, _____, by and between:

- the STATE OF HAWAII, Department of Transportation, acting through its Director; and
- the CITY AND COUNTY OF HONOLULU, Department of Transportation Services, acting through its Director.

The above-listed parties to this Agreement are collectively referred to hereafter as the "PARTIES".

WITNESSETH THAT:

WHEREAS, it is the intent of the PARTIES to work cooperatively to improve traffic operations on the island of Oahu; and

WHEREAS, it is the intent of the PARTIES to work cooperatively to improve emergency response; and

WHEREAS, the PARTIES agree that co-location of traffic, emergency responder and associated personnel, systems and supporting infrastructure is an effective means to accomplish their joint traffic operations and emergency response goals; and

WHEREAS, the PARTIES have expended significant time and resources towards planning for a Joint Traffic Management Center ("JTMC"), to be located on the site known as the Alapai site; and

WHEREAS, the PARTIES agree that the most effective means to achieve their joint traffic operations and emergency response goals is to design, construct and commission a JTMC on the Alapai site; and

WHEREAS, the PARTIES agree that operations at a JTMC shall be focused primarily on improving traffic operations and management practices, as well as enhanced emergency response through joint interagency communications, consistent with the Mission Statement agreed to by the PARTIES and attached hereto as Exhibit "A";

NOW, THEREFORE, in consideration of the above recitals, and the mutual promises hereinafter set forth, the sufficiency and adequacy of which are hereby acknowledged, and intending to be legally bound, the PARTIES agree as follows:

Subject to the specific local, state and federal laws, regulations and policies applicable to their agencies/departments, the undersigned agree as follows:

1) JTMC. The PARTIES shall individually and jointly agree to develop a JTMC on the Alapai site by committing appropriate resources, and to work cooperatively and in good faith to ensure the success of the JTMC.

- a. Appropriate resources may include but are not limited to: funds, personnel, equipment and systems to support the planning, design, construction, commissioning, implementation, on-going operations and on-going maintenance of a JTMC. Resources may include allocating normal agency/department resources in such a way that supports the JTMC.
- b. Examples of working cooperatively to secure funding for the JTMC building, outfitting, systems, and other costs associated with the design, construction and commissioning of the JTMC, may include but are not limited to: providing internal resources, to include funds, personnel, equipment and systems; providing information on known grant sources; preparing joint applications for federal grants; and allocating agency/departmental resources to support matching requirements, if needed.
- c. Working in good faith requires the PARTIES to develop an effective mix of their staff, functions, and resources such that the successful delivery of improved traffic operations and emergency response services are provided, given that there are budgetary constraints on the JTMC project. Working in good faith requires the PARTIES to assess and weigh their own separate needs as well as their collective needs and the needs of the JTMC project, and to be forthcoming with information that supports the JTMC project.

2) Effective Date and Term. With the understanding that additional agreements will be negotiated and entered into for operational matters, this Agreement shall become effective upon execution by all the PARTIES and shall remain in effect until terminated by the mutual consent of all the PARTIES.

3) Amendments. This Agreement may be amended at any time upon mutual written agreement of the PARTIES for reasons including but not limited to adding new participants, and specifying details on sharing resources, operational procedures and funding arrangements.

IN WITNESS WHEREOF, the PARTIES have caused this Agreement to be executed the day and year first above written.

CITY AND COUNTY OF HONOLULU

STATE OF HAWAII

By its: _____

Director of Transportation Services

By its: _____

Director of Transportation

APPROVE AND CONCUR

APPROVED AS TO FORM:

By its: _____

Police Chief

Deputy Attorney General

By its: _____

Fire Chief

By its: _____

Director of Emergency Services

By its: _____

Director of Facility Management

By its: _____

Director of Information Technology

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

EXHIBIT A

MISSION STATEMENT

The Honolulu Joint Traffic Management Center (JTMC) will provide a secure, protected, comfortable, collaborative, and enabling environment. By providing this environment, active traffic management (ATM) and Public Safety Answering Point (PSAP) personnel on Oahu will be able to improve and enhance:

- Day-to-day operation of the transportation network;
- Coordination and response to traffic incidents, reducing traffic delays and congestion, and improving public safety;
- Information dissemination among responders; and
- Traffic information disseminated to the public.

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 13-101, CD1

Introduced: 04/30/13 By: ERNEST MARTIN (BR)

Committee: INTERGOVERNMENTAL
AFFAIRS AND HUMAN
SERVICES

Title: RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU (CITY) AND THE STATE OF HAWAII (STATE) DEPARTMENT OF TRANSPORTATION FOR THE DEVELOPMENT OF THE JOINT TRAFFIC MANAGEMENT CENTER.

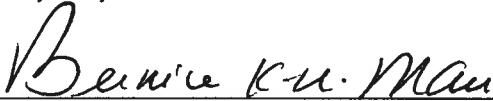
Links: [RES13-101](#)
[RES13-101, CD1](#)
[CR-174](#)

Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

INTERGOVERNMENTAL AFFAIRS AND HUMAN SERVICES	05/16/13	CR-174 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN <u>CD1</u> FORM.
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COUNCIL	06/05/13	CR-174 AND RESOLUTION 13-101, CD1 WERE ADOPTED.							
ANDERSON	Y	CHANG	Y	FUKUNAGA	Y	HARIMOTO	Y	KOBAYASHI	Y
MANAHAN	Y	MARTIN	Y	MENOR	Y	PINE	A		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER